

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

CURTIS ADAMS & FRANCES R. ADAMS,

Plaintiff,

vs.

WELLS FARGO BANK, N.A.,

Defendant.

Case No.: 13-CV-5164 YGR

ORDER DEEMING BRIEFING ON FIRST
MOTION TO DISMISS TO APPLY TO SECOND
MOTION TO DISMISS

On November 27, 2013, Defendant in this action filed a Motion to Dismiss Plaintiff's Complaint. (Dkt. No. 7.) In response thereto, Plaintiffs filed an opposition and Defendant filed a reply. (Dkt. Nos. 14, 18.)

Upon reassignment of this case to this Court, Defendant did not re-notice its original Motion to Dismiss. (Dkt. No. 7). Rather, Defendant re-filed its Motion to Dismiss as a new docket entry, setting new briefing deadlines. (Dkt. No. 23.) However, the substance of the Motion to Dismiss (Dkt. No. 23) remains identical to the original Motion to Dismiss (Dkt. No. 7). Accordingly, Plaintiffs' Opposition (Dkt. No. 14) and Defendants' Reply (Dkt. No. 18) are hereby deemed responsive to Defendants' Motion to Dismiss (Dkt. No. 23).

IT IS SO ORDERED.

February 14, 2014


YVONNE GONZALEZ ROGERS
UNITED STATES DISTRICT COURT JUDGE